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11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 OAKLAND DIVISION

14 IN RE COLLEGE ATHLETE NIL
15 LITIGATION

Case No. 4:20-cv-03919-CW

16 **DECLARATION OF R. JAMES
17 SLAUGHTER IN SUPPORT OF
18 STIPULATION TO EXTEND NON-
19 PARTY ELECTRONIC ARTS INC.'S
20 TIME TO FILE A DECLARATION IN
21 SUPPORT OF SEALING**

22 Judge: Hon. Claudia Wilken
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1 I, R. James Slaughter, declare as follows:

2 1. I am an attorney licensed to practice in the State of California and before this
3 Court. I am a partner at Kecker, Van Nest & Peters LLP, and counsel of record for non-party
4 Electronic Arts Inc. ("EA") in the above-captioned action. I submit this declaration pursuant to
5 Civil Local Rule 6-2 and in connection with the Parties' Stipulation and [Proposed] Order to
6 Extend Non-Party Electronic Arts Inc.'s Time to File Declaration in Support of Sealing. I have
7 personal knowledge of the facts stated herein, and I could and would competently testify thereto
8 if called as a witness.

9 2. Pursuant to multiple subpoenas served by the Parties to this action, EA produced a
10 substantial amount of highly confidential information in this matter, some of which is included in
11 the Parties' respective class certification submissions.

12 3. Pursuant to the Court's Order Modifying Sealing Procedures Relating to Class
13 Certification Briefing and Related Documents, the Parties are to file an Omnibus Sealing Motion
14 no later than fourteen (14) days from the last class certification filing (currently September 1,
15 2023), and the Parties shall then serve the Omnibus Sealing Motion on all Non-Party Designating
16 Parties (*See* ECF Nos. 207, 227).

17 4. As a Non-Party Designating Party, EA's declaration or statement in favor of
18 sealing is currently due on September 29, 2023. My colleague Luke Apfeld and I, who represent
19 EA in this matter, will both be out of the country for pre-planned and pre-paid travel for much of
20 September. As a result, we will be unable to review the Parties' Omnibus Sealing Motion,
21 evaluate the scope and nature of the Parties' use of EA's highly confidential information, and
22 prepare any necessary declaration or statement in support of sealing. We therefore asked the
23 Parties to stipulate that EA have until October 13, 2023 to file a statement or declaration in
24 support of sealing, as set forth in Local Rule 79-5(f)(3). As reflected in the concurrently filed
25 stipulation, the Parties agreed.

26 5. Pursuant to Civil Local Rule 6-2(a)(2), this is EA's first request for an extension of
27 time in this matter.
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1 6. Pursuant to Civil Local Rule 6-2(a)(3), it is my understanding that EA's requested
2 extension will not affect any currently set deadlines in the above-captioned matter. Additionally,
3 EA's requested extension will not otherwise impact the case schedule beyond extending the
4 Court's ruling on the Parties' Omnibus Sealing Motion by two weeks.

5 I declare under penalty of perjury under the law of the State of California that the
6 foregoing is true and correct, and that this declaration was executed in San Francisco, California
7 on September 5, 2023.

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10 By: 

R. James Slaughter